

Fill in this information to identify the case:

Debtor 1 FOX ORTEGA ENTERPRISES, INC.
dba PREMIER CRU

Debtor 2
(Spouse, if filing) NORTHERN

United States Bankruptcy Court for the: 7 District of CALIFORNIA

Case number 16-40050 WTL 7

FILED
CP
2016 JAN 26 AM 10:41
U.S. BANKRUPTCY COURT
NORTHERN DIST. OF CAL.
OAKLAND, CA.

Official Form 410

Proof of Claim

12/15

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?		<u>JEFF DAVIS</u> Name of the current creditor (the person or entity to be paid for this claim)	
		Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent?		Where should payments to the creditor be sent? (if different)
	<u>JEFF DAVIS</u> Name <u>2325 Mistletoe Drive</u> Number Street <u>FORT WORTH TX 76110</u> City State ZIP Code Contact phone <u>817 999-6154</u> Contact email <u>jeff.davis@republictit6.com</u>		Name _____ Number Street _____ City State ZIP Code _____ Contact phone _____ Contact email _____
Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____			
4. Does this claim amend one already filed?		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____	
5. Do you know if anyone else has filed a proof of claim for this claim?		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? ☒ No
☐ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____

7. How much is the claim? \$ 14,459.43 Does this amount include interest or other charges?
☒ No
☐ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.

goods sold

9. Is all or part of the claim secured? ☒ No
☐ Yes. The claim is secured by a lien on property.
Nature of property:
☐ Real estate. If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
☐ Motor vehicle
☐ Other. Describe: _____
Basis for perfection: _____
Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ _____

Amount of the claim that is secured: \$ _____

Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ _____

Annual Interest Rate (when case was filed) _____ %

☐ Fixed
☐ Variable

10. Is this claim based on a lease? ☒ No
☐ Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? ☒ No
☐ Yes. Identify the property: _____

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

☒ No

☐ Yes. Check all that apply:

Amount entitled to priority

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

\$ _____

☐ Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ _____

☐ Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).

\$ _____

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$ _____

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$ _____

☐ Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

\$ _____

* Amounts are subject to adjustment on 4/01/16 and every 3 years after that for cases begun on or after the date of adjustment.

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

☒ I am the creditor.

☐ I am the creditor's attorney or authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

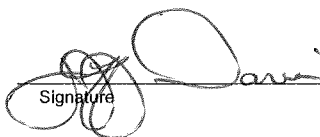
☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 01/18/2016
MM / DD / YYYY


Signature

Print the name of the person who is completing and signing this claim:

Name

JEFF
First name

ROWLAND
Middle name

SPUIS
Last name

Title

Company

Identify the corporate servicer as the company if the authorized agent is a servicer.

Address

2325 Mistletoe Drive
Number Street

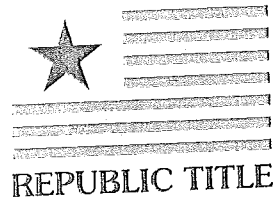
FORT WORTH, TX
City State

76110
ZIP Code

Contact phone

817 999-6154

Email jeffrowland@republictitle.com



4,439.88
1,259.97
1,319.94
540.00
599.88
4,260.00
239.88
1,199.88

14,459.43

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ORDER DETAILS

Order No.: SO-0000482614

Order Date.: Jun 29, 2015

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2005 Peby (Peby Faugeres), 750 ml	12	0	12	0	\$99.99	\$1,199.88
2005 Pape Clement, 750 ml	12	0	12	0	\$125.00	\$1,500.00
2005 Larcis Ducasse, 750 ml	12	0	12	0	\$145.00	\$1,740.00

Subtotal: \$4,439.88

Tax: \$0.00

Total: \$4,439.88

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2005 Peby (Peby Faugeres), 750 ml	12	0	12
2005 Pape Clement, 750 ml	12	0	12
2005 Larcis Ducasse, 750 ml	12	0	12

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ORDER DETAILS

Order No.: SO-0000465864

Order Date.: Dec 30, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2010 Cote Rotie La Landonne, Guigal, 750 ml	1	0	1	0	\$359.99	\$359.99
2010 Cote Rotie La Mouline, Guigal, 750 ml	1	0	1	0	\$449.99	\$449.99
2010 Cote Rotie La Turque, Guigal, 750 ml	1	0	1	0	\$449.99	\$449.99

Subtotal: \$1,259.97

Tax: \$0.00

Total: \$1,259.97

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2010 Cote Rotie La Landonne, Guigal, 750 ml	1	0	1
2010 Cote Rotie La Mouline, Guigal, 750 ml	1	0	1
2010 Cote Rotie La Turque, Guigal, 750 ml	1	0	1

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ORDER DETAILS

Order No.: SO-0000448330

Order Date.: Jun 27, 2014

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2002 Bollinger RD, 750 ml	6	0	6	0	\$219.99	\$1,319.94

Subtotal: \$1,319.94

Tax: \$0.00

Total: \$1,319.94

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2002 Bollinger RD, 750 ml	6	0	6

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ORDER DETAILS

Order No.: SO-0000376814

Order Date.: Mar 13, 2012

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
1999 Tarlant Prestige Brut Rose, 750 ml	12	0	12	0	\$45.00	\$540.00

Subtotal: \$540.00

Tax: \$0.00

Total: \$540.00

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
1999 Tarlant Prestige Brut Rose, 750 ml	12	0	12

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ORDER DETAILS

Order No.: SO-0000375877

Order Date.: Mar 2, 2012

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2009 Peby Faugeres, 750 ml	6	6	0	0	\$99.99	\$599.94
2009 Peby Faugeres Magnum, 1.5 L	3	3	0	0	\$199.99	\$599.97
2009 Canon la Gaffeliere 3 Liter, 3 L	1	1	0	0	\$335.00	\$335.00
2009 Smith Haut Lafitte Rouge, 750 ml	6	6	0	0	\$199.99	\$1,199.94
2009 Pape Clement, 750 ml	6	6	0	0	\$129.99	\$779.94
2009 Branon, 750 ml	1	1	0	0	\$99.99	\$99.99
2009 Leoville Barton 1/2, 375 ml	12	0	12	0	\$49.99	\$599.88

Subtotal: \$4,214.66

Tax: \$0.00

Total: \$4,214.66

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2009 Peby Faugeres, 750 ml	6	6	0
2009 Peby Faugeres Magnum, 1.5 L	3	3	0
2009 Canon la Gaffeliere 3 Liter, 3 L	1	1	0
2009 Smith Haut Lafitte Rouge, 750 ml	6	6	0
2009 Pape Clement, 750 ml	6	6	0
2009 Branon, 750 ml	1	1	0
2009 Leoville Barton 1/2, 375 ml	12	0	12

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ORDER DETAILS

Order No.: SO-0000341368

Order Date.: Aug 5, 2010

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2009 Pontet Canet, 750 ml	3	0	3	0	\$125.00	\$375.00
2009 Lynch Bages Magnum, 1.5 L	3	0	3	0	\$150.00	\$450.00
2009 Malescot St Exupery Magnum, 1.5 L	3	0	3	0	\$150.00	\$450.00
2009 Clinet, 750 ml	3	0	3	0	\$125.00	\$375.00
2009 Domaine de Chevalier Rouge Magnum, 1.5 L	3	0	3	0	\$60.00	\$180.00
2009 Smith Haut Lafitte Rouge Magnum, 1.5 L	3	3	0	0	\$150.00	\$450.00
2009 Smith Haut Lafitte Rouge Magnum, 1.5 L	3	3	0	0	\$160.00	\$480.00
2009 Montrose, 750 ml	3	0	3	0	\$120.00	\$360.00
2009 Leoville Poyferre, 750 ml	3	0	3	0	\$85.00	\$255.00
2009 Haut Bailly Magnum, 1.5 L	3	0	3	0	\$180.00	\$540.00
2009 Pape Clement Magnum, 1.5 L	3	0	3	0	\$215.00	\$645.00
2009 Branon Magnum, 1.5 L	3	0	3	0	\$110.00	\$330.00
2009 Branon Magnum, 1.5 L	3	0	3	0	\$100.00	\$300.00
2009 Top Scoring Graves Magnum Special Set, 1.5 L	0	0	0	0	\$0.00	\$0.00
2009 Bordeaux Potential 100 Pointers #1, 750 ml	0	0	0	0	\$0.00	\$0.00
2009 Big Scoring Bordeaux Magnum Special Set, 1.5 L	0	0	0	0	\$0.00	\$0.00

Subtotal: \$5,190.00

Tax: \$0.00

Total: \$5,190.00

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2009 Pontet Canet, 750 ml	3	0	3
2009 Lynch Bages Magnum, 1.5 L	3	0	3
2009 Malescot St Exupery Magnum, 1.5 L	3	0	3
2009 Clinet, 750 ml	3	0	3
2009 Domaine de Chevalier Rouge Magnum, 1.5 L	3	0	3
2009 Smith Haut Lafitte Rouge Magnum, 1.5 L	3	3	0

Wine	Ordered	Shipped	Remain
2009 Smith Haut Lafitte Rouge Magnum, 1.5 L	3	3	0
2009 Montrose, 750 ml	3	0	3
2009 Leoville Poyferre, 750 ml	3	0	3
2009 Haut Bailly Magnum, 1.5 L	3	0	3
2009 Pape Clement Magnum, 1.5 L	3	0	3
2009 Branon Magnum, 1.5 L	3	0	3
2009 Branon Magnum, 1.5 L	3	0	3
2009 Top Scoring Graves Magnum Special Set, 1.5 L	0	0	0
2009 Bordeaux Potential 100 Pointers #1, 750 ml	0	0	0
2009 Big Scoring Bordeaux Magnum Special Set, 1.5 L	0	0	0

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ORDER DETAILS

Order No.: SO-0000337861

Order Date.: May 27, 2010

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2007 Chateauneuf Croix de Bois, Chapoutier, 750 ml	12	12	0	0	\$39.99	\$479.88
2007 Chateauneuf Cuvee Chaupin, Janasse, 750 ml	12	0	12	0	\$69.99	\$839.88
2007 Chateauneuf du Pape, Vieux Donjon, 750 ml	12	12	0	0	\$39.99	\$479.88
2007 Chateauneuf Cuvee Speciale, Tardieu Laurent, 750 ml	24	24	0	0	\$39.99	\$959.76
2007 Chateauneuf du Pape, Vieille Julienne, 750 ml	12	12	0	0	\$39.99	\$479.88
2007 Vieux Telegraphe Magnum, 1.5 L	6	6	0	0	\$119.99	\$719.94
2007 Chateauneuf Cornelia Constanza, Solitude, 750 ml	12	12	0	0	\$49.99	\$599.88
2007 Gigondas Tradition, Santa Duc, 750 ml	12	12	0	0	\$19.99	\$239.88
2007 Chateauneuf du Pape, Senechaux, 750 ml	12	12	0	0	\$26.99	\$323.88

Subtotal: \$5,122.86

Tax: \$0.00

Total: \$5,122.86

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2007 Chateauneuf Croix de Bois, Chapoutier, 750 ml	12	12	0
2007 Chateauneuf Cuvee Chaupin, Janasse, 750 ml	12	0	12
2007 Chateauneuf du Pape, Vieux Donjon, 750 ml	12	12	0
2007 Chateauneuf Cuvee Speciale, Tardieu Laurent, 750 ml	24	24	0
2007 Chateauneuf du Pape, Vieille Julienne, 750 ml	12	12	0
2007 Vieux Telegraphe Magnum, 1.5 L	6	6	0
2007 Chateauneuf Cornelia Constanza, Solitude, 750 ml	12	12	0
2007 Gigondas Tradition, Santa Duc, 750 ml	12	12	0
2007 Chateauneuf du Pape, Senechaux, 750 ml	12	12	0

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ORDER DETAILS

Order No.: SO-0000334143

Order Date.: Mar 9, 2010

Status: Open

PURCHASE DETAILS

Wine	Qty	Shipped	Remain	Ready To Ship	Price/Bottle	Total Price
2007 Chateauneuf Cuvee Chaupin, Janasse, 750 ml	12	0	12	0	\$99.99	\$1,199.88

Subtotal: \$1,199.88

Tax: \$0.00

Total: \$1,199.88

SHIPPING DETAILS

Wine	Ordered	Shipped	Remain
2007 Chateauneuf Cuvee Chaupin, Janasse, 750 ml	12	0	12

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